

REMARKS

This Amendment is necessary to correct defects in base claims 1 and 8 by reason of the patentee claiming that he had a right to claim in the original patent. The amended claims do not add new matter and merely narrow the scope of the claims. No claims have been added and no amendments have been made to the remaining claims or the original specification.

Original base claims 1 and 8 in the original printed patent contain the term "unmodified". It is submitted that the original base claims 1 and 8 are in violation of 35 U.S.C. 112, first paragraph, for containing subject matter which was not disclosed or described in the specification. Clearly there is no support specification for the term "unmodified", and inclusion of that term in the claims may make the original patent partly inoperative or invalid. It is submitted that the term "unmodified" was added to the claims in error, and the error arose inadvertently without any deceptive intent, during prosecution of the U.S. patent application.

During a telephone conference between the patent examiner and the applicant's attorney on January 26, 2001, the attorney authorized an amendment to claims 1 and 8 to broaden the claims to cover "unmodified" content. At the time, the patent examiner, the attorney, and the applicant believed that the amendment to the claims was covered by the specification as filed. The amendment was made by the Patent Examiner as part of the Notice of Allowability dated January 31, 2001. Recently, the patent was reviewed for licensing, and possibly enforcement, and it was discovered that the specification did not cover the amended subject matter added to claims 1 and 8, namely the communication of "unmodified" content. Thus, base claims 1 and 8 along with the dependent claims, presently cover subject matter not supported by the specification and would be deemed invalid. Correction is necessary.

Base claims 1 and 8, as amended herein, delete the term “unmodified” and narrow the claim language, and properly define the invention in more concise and exact terms claims that do not violate 35 U.S.C. 112, first paragraph.

Offer to Surrender and Return Original Patent

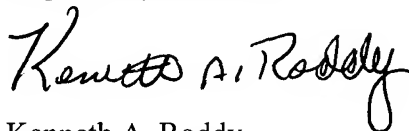
An offer to surrender the original patent is hereby made. The ribboned original patent grant is currently inaccessible.

Request for Expedited Handling

The patent is not currently involved in litigation; however, expedited handling is respectfully requested.

Accordingly, in view of the foregoing amendments, explanations and remarks it is respectfully requested that this amendment be entered, and that amended claims 1 and 8 be entered and allowed, and that this application be passed to reissue.

Respectfully submitted,

A handwritten signature in black ink that reads "Kenneth A. Roddy". The signature is written in a cursive, flowing style.

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